

8/28/01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - SEPTEMBER 10, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings _____)

Attys:

Debtors:

Case Nos.:

Trustees:

10:00 A. M. - CHAPTER 13 CONFIRMATION HEARINGS

Small	ROBERT CALLAHAN-ch13 Plan filed 6/22; d/e # 12 with certif. Of service Objection: Trustee w/Report and Motion on Dismissal, filed 7/20; d/e #18	7-01-02565	Connelly/MC
Krippendorf	BELA & LOUISE JACOB - Ch. 13 Plan Objection: Trustee w/Show Cause on Dismissal – d/e #14	7-01-02878	Widener/AF
Delafield	ALBERT BRUZGUL - Ch. 13 Plan Objection: Trustee w/Show Cause on Dismissal – d/e #15 Debtor's Motion to Suspend Payments during August - December, 2001 – d/e # 16	7-01-02808	Widener/AF
Delafield	JACK & ANGELA JOYNER - Ch. 13 Mod. Plan filed 7/6 w/original signature of Debtors – d/e # 43 Plan filed 3/30; d/e # 11; contd from 6/11: awaiting claims bardate & cure of 1 mo arrears Objection: Trustee's Report w/Show Cause on Dismissal d/e # 14 Conseco Finance Servicing Corp (Chappell/F.Perkinson) **	7-01-01228	Connelly/AF
Delafield	CHARLES & LOUVENIA WILLIAMS Plan filed 6/20; d/e # 12 Objection: Trustee w/Report and Motion on Dismissal, filed 7/20; d/e # 20 CONF contd by court's 8/29 order (w/directive to dbtrs to remain current on plan pmts in interim pending hearing set on 10/15 @ 9:30)	7-01-02630	Connelly/PR

Motion for valuation of '99 Chev. Silverado; Bank One West Va, filed 7/5; d/e #15

Motion for valuation of 1994 GEO Metro; Wachovia – d/e # 18

Motion for valuation of washer/Sears d/e # 14
ORDER entered 8/6

Motion # 1: Avoid lien
Debtors v. Beneficial Financial & Trustee – d/e # 16
–ORDER (default) entered 8/8

Hart	KARL & ROSA PAIGE-chl3	7-01-02240	Connelly/NS
	Plan; contd from 7/30 ; 3 yrs tax returns due Trustee's Report w/Show Cause on Dismissal – d/e # 18 Objection: IRS (Eckert) filed 7/13, d/e # 39		
	Motion for valuation; 1989 Ford Van; AmSouth Bank – d/e # 36 w/Motion to Shorten Notice Requirement – d/e # 37 –contd fr 7/30 t re-serve bank under Rule 9014		
	Obj to Claim o#9 of P. Fraizer Inc. Filed 8/10; d/e #		
Dickenson	ROBERT SANDS	7-01-02113	ConnellyPR
	Plan AMENDED on 6/27, d/e # 16, with c-s all interested parties ; contd fr 7/30 Objection: Trustee with Motion to dismiss filed 6/14; d/e # 14 –if pmts current, appearance of dbtr & counsel orally waived		
P Brown	THOMAS & LUCY WADE-chl3	7-01-01261	Connelly/VS
	Mod Plan filed 7/16; d/e # 20, 21		
	Trustee Objection and Motion to Dismiss		
Krippendorf	KARENSA ALTIZER-chl3	7-01-02051	Connelly/VS
	Mod Plan filed 7/31; d/e # 20		
	Continued Objection (d/e # 16) to plan (d/e # 6) filed by Washington Mutual (Gershen) 6 and Objection/Report and Motion on Dismissal of Trustee d/e # 14 - <u>contd fr 7/16</u>		
Krippendorf	KEVIN & PEGGY SPARKS-chl3	7-01-01519	Connelly/VS
	Mod Plan #2 filed 7/31; d/e # 39		
M Hart	ANTOINETTE HARBOR-	7-01-01799	Connelly/S
	Mod Plan Filed 7/12		
	OBJECTION: Trustee w/Motion to Dismiss filed 5/24; d/e # 17 contd fr 7/16 Objection: Fargo Bank Minnesota (Collins) d/e # 19 - contd fr 7/16		
	Motion # 1: Relief from Stay & Co-Debtor Stay; contd from 7/30 & 8/27 Ocwen Financial Services () v. Debtor & Co-Debtor, David L. Harbor (Pre-hearing order mailed 7/9) –all post-pet pmts made; contd fr 8/27 for movant to check records		
Ludwig	WENDELL & MARY RUBEN-chl3	7-01-00657	Connelly/NS

Mod Plan filed 5/29; d/e # 19 ; contd from 7/16

Objection: IRS (Eckert) filed 6/28 d/e # 29

Trustee's Motion to convert/dismiss filed 3/21; d/e # 15; continued from 5/14 hearing to hear w/conf of mod plan to be filed ; contd further from 7/16

See also Relief Motion #2 at 11:00 (First Va. Bank)

M. Giles BOBBY HARPER - Ch. 13 7-01-02031 Connelly/VS
Mod. Plan filed 6/04 w/cert. of service to all creditors & parties – d/e # 14
Objection: Trustee with showcause; dismissal; filed 6/15; d/e # 16
(Cont'd by Order from 7/16)

P.Brown EUGENE MUSE & LINDA MUSE - Ch. 13 7-01-01834 Widener/PR
Mod. Plan
Trustee's Motion to Dismiss or Convert (cont'd from 7/16)

11:00 A. M. - MISCELLANEOUS HEARINGS

Katt BASIL BRATTON-ch13 7-96-00378 Connelly/AF
Trustee's Motion to dismiss/convert , d/e # 33
== contd from 6/11; if bal due on case paid in interim, trustee will file final report & cancel hearing ; contd from 7/16 to cure arrears in 30 days (from 7/16)
-contd 8/27 for additional 30 days to make \$250 pmt bal.needed to complete plan

Hart ROBERT & SANDRA SMITH=chl3 7-00-04090 Connelly/NS
Motion #2: Relief - filed 6/21 ; contd fr 8/27 D/e # 46 , 47, 48
Meritech Mortgage Services (Clarke/Callahan) v. debtors & trustee; contd fr 7/16
Ludwig WENDELL & MARY RUBEN-ch13 7-01-00657 Connelly/NS
Motion #2: Relief - filed 8/20; d/e # 41, 42
First Va. Bank (W. Feldman) v. debtors & trustee

See also 10:00 a.m. confirmation and other related matters

Krippend. LESLIE HARRIS-ch13 7-00-03817 Connelly/NS
Trustee Motion to Convert/Dismiss filed 4/16 d/e # 45 contd fr 5/14 & 7/16
- to cure deficiency to trustee accrued during deferral of empl.deduct ord.(\$1020 pd 5/14)

Allen KENNETH JOHNSON-ch13 7-99-00967 Connelly/NS
Motion of Trustee to convert/dismiss filed 8/6; d/e # 82

Delafield ELIZABETH MEADE-ch13 7-00-02459 Connelly/MC

Mot of trustee to showcase why case should not be dismissed or converted
 filed 8/10; d/e # 53

M Hart	ERNEST WALKER Obj to claim #5: United Mortgage & Loan filed 8/10, d/e # 22	7-01-02557	Connelly/NS
Allen	SPANKY'S GANG LLC-Ch11 Status hearing (new case) d/e # 5	7-01-01398	DIP/AF
Szathmary	JOHN & MICHELLE REED-ch7 Motion #1: Relief -filed 8/6; Agr ord of 8/23 extended stay to hearing EMC Mortgage Corporation (J. Clark) v. debtors & trustee	7-01-02646	Vogel/JJ
M.Giles	GARY & ELAINE ENGLISH-ch13 Motion #1: Relief - <u>recusal from Judge Krumm; rescheduled fr 8/14 by 8/8 ntc d/e # 39</u> Washovia Bank NA (Zimm) v debtors & trustee <u>Response filed 7/27; d/e # 37; cond fr 8/13</u>	7-99-01153RKR	Connelly/PR
Krippendorf	JERRY LEE CARVER-ch7 Motion #1: Avoid lien - filed 8/3; d/e # 12, 14 Debtor v. Citifinancial Inc Motion #2: Avoid lien; filed 8/3; d/e # 13, 15 Debtor v. Commercial Credit Loans Inc	7-01-02008	Creasy/AF
H.Brown	DANIEL & MARGARET ANDREWS - Ch. 13 Motion #1: Relief Transouth Financial Corp. (Higgs) v. Debtors & Trustee	7-00-04221	Connelly/VS
Delafield	DEBRA CAMPBELL - Ch. 13 Motion #3: Relief EquiCredit Corp of Va. (Zimm) v. Debtor and Trustee – d/e # 49	7-00-02343	Connelly/PR
Krippendorf	DOUGLAS TERRY - Ch. 13 Trustee's Motion to Dismiss or Convert – d/e #44 Debtor's Motion to Convert from Ch. 13 to Ch. 7; conversion fee pd. – d/e # 45	7-00-02626	Connelly/JJ
Delafield	SHIRLEY CARLISLE-ch13 Motion #2: Relief - filed 8/16; d/e # 36, 37 Manufacturers & Traders Trust Comp (Bierman) v. debtor	7-00-04205	Connelly/MC

M.Giles	VIVIAN BOONE - Ch. 13 Motion #1: Relief Barbara Obenschain (Thompson) v. Debtor & Trustee – d/e #19	7-01-02264	Connelly/JJ
Krippendorf	BRIDGET JOHNSON - Ch. 13 Trustee's Motion to Dismiss or Convert – d/e #51 (Conf. hrg. on mod. plan scheduled 10/15 @ 9:30 a.m.)	7-00-01839	Connelly/PR
Fleischhauer	CHARLES & LEA LINEBERRY-ch13 Motion #2: Relief - <u>or alternatively, motion to dismiss or convert</u> * filed 8/21; d/e # 71, Travelers Bank & Trust FSB (Chappell) v. debtors & trustee	7-99-03112	Connelly/SJ
M.Hart	ROBERT SMITH - Ch. 13 Motion #2: Relief Meritech Mortgage Services (Clarke/Callahan) v. Debtor – d/e #54	7-00-04090	Connelly/LM

2:00 P.M. - MISCELLANEOUS HEARINGS

Krippendorf	MARK & ANTOINETTE JONES-ch7 Motion of trustee for extension of time to file objection to exemptions and complaints re discharge/dischargeability (Creasy) filed 8/6; d/e # 15, 15 –absent obj, ord self-executing ; objs due by 5 days before hearing	7-01-02012	Creasy/SJ
Lance Hale	NANCY LOUGH-ch7 Motion of trustee for extension of time to file objection to exemptions and complaints re discharge/dischargeability (Creasy) filed 8/7; d/e # 23, 225 –absent obj, ord self-executing ; objs due by 5 days before hearing	7-01-01933	Creasy/PR
Spencer	WALTER & SUSIE YEAROUT-ch7 Objection of Trustee to claim of exemptions filed 8/6; d/e # 14	7-01-02629	Creasy/SJ
Katt	MARIA GONZALEZ-ch7 Motion to Reopen Case/Waive Filing Fee filed 8/6, d/e # 15 Motion #1: Avoid lien filed 8/6, d/e # 16 Debtor v. First Union National Bank () & Michael J. Chabrow	7-01-01673	Vogel/PR
Spencer	DAVID WADE-ch7	7-01-02628	Creasy/AF

Motion #2: Relief from stay; filed 8/1; d/e # 16, 17
Grand Home Furnishings Inc (Dunn) v. debtor & trustee

Motion #3: Relief
Chrysler Financial Co., LLC (Higgs) v. Debtor & Trustee – d/e #24
ORDER of 8/29 granted relief; cancels hearing

Trustee Obj. To Petition, Homestead Deed & Poor Debtors Exemption filed 8/6; d/e # 18

R Foster	WILLIAM HENDERSON-ch13	7-00-03686	Connelly/JJ
	Motion #1: Relief - filed 7/5; d/e # 21, 22, 23; contd from 7/30 Principal Residential Mortgage (Zimm) v. debtor & trustee - <u>Respondent's</u> certif. filed 7/11, d/e # 24 -Response of debtor filed 7/13 d/e # 25 <u>AND</u> 7/16, D/E # 26		
Dickenson	MICHAEL FRENCH - Ch. 13	7-00-02260	Connelly/JJ
	Motion #1: Relief Fairbanks Capital Corp. (Jaffe) v. Debtor & Trustee – d/e #25		
Shelor	ROBERT CHILDRESS	7-01-01568	Vogel/AF
	Showcause: Failure of counsel (Stephen Dunn) to tender order from 7/16 hearing ref: Motion #1: Relief: Grand Home furnishings Inc		
D. Perkinson	CHRISTOPHER & LEIGH LAUGHON-CH7	7-01-03270	Vogel/NS
	Motion #1: Relief - filed 8/23; d/e #12, 13, (no p.h.o entrd/less than 20-day ntc) Union Planters Bank NA (Patterson) v. debtors & trustee		

3:00 P.. M. - TELEPHONE CONFERENCE/PRE-TRIAL/ABG CASE

Leonard/ Jessee	HOLSTON FURN. OF VA. INC-ch11	7-01-01181	DIP
	A/P 7-01-00045: Det.enforceability of Sister State (TN) Tax Claim JM Debtor v. Tennessee Dept of Revenue (Federico/Miner*) *B.Miner, Va. Co-counsel –continued PTC fixed at orig ptc held 5/22 @ Abg		

3:00 P.M. - MISCELLANEOUS HEARING

Pro se

KERMIT GILES - Ch.13

7-01-2321

Connelly/VS

Motion of U. S. Trustee to reinstate case d/e # 33, and
Motion to Dismiss case with Prejudice , d/e # 34 (Garber)